



10-6-04

IFW

PATENT
CASE IN01415K1B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----X
In re Application of: :
Michael W. Miller :
:
For Patent For: Examiner: E. Bernhardt
CCR5 Antagonists Useful for :
Treating AIDS :
:
Serial No.: 10/773,521 : Art Unit: 1624
:
Filing Date: February 6, 2004 :
-----X

Schering-Plough Corporation
Kenilworth, New Jersey 07033-0530

Commissioner for Patents
P. O. Box 21450
Alexandria VA 22313-1450

AMENDMENTS AND REMARKS

Sir:

This is in reply to the office Action mailed May 27, 2004, a response to which was due August 27, 2004. A separate request for a two-month extension of time is enclosed.

The claims were subject to a 6-way restriction requirement, and in a telephone conversation with the examiner, applicants provisionally elected Group V, drawn to claim 18 for the use of compounds wherein X is nitrogen.

Pending claim 18 was rejected under 35 U.S.C. 112, first paragraph, and for being dependent on a rejected claim. Claims 1-17, 19 and 20 were withdrawn as being directed to a non-elected invention.

Entry of the following amendments is respectfully requested.

Express Mail Label No.: EV 532030532 US
Date: October 5, 2004